

1
2
3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA

5
6 **THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA,**

7 Plaintiff,

8 v.

9 **BOSTON SCIENTIFIC, CORP.,**

10 Defendant.
11

Case No.: 16-CV-6266 YGR

**ORDER DENYING REQUEST TO CONTINUE
TRIAL DATE AND EXTEND DEADLINES**


DKT. NO. 77

12 The Court is in receipt of the parties' Stipulation to Extend Discovery Deadlines and Continue
13 Trial Date filed January 22, 2018. (Dkt. No. 77.) The Court **DENIES** the request to continue the trial
14 date and related deadlines. Trial continuances are disfavored. The burden and disruption that result
15 "counsel[] against continuances except for compelling reasons." *Morris v. Slappy*, 461 U.S. 1, 11
16 (1983); *accord Payne v. Jones*, 711 F.3d 85, 92 (2d Cir. 2013); *see, e.g.*, California Rule of Court
17 3.1332(c) (listing circumstances that may support trial continuance).
18

19 Here, not even a minimal showing was made. New counsel, hired last fall, must have been
20 aware that the case had a trial date set for February 4, 2019. If counsel could not commit to the date,
21 they should not have accepted the engagement. The Court will consider a request to extend dates not
22 related to the trial specifically, or any motion practice, as long as the parties understand that moving
23 such deadlines may mean that they may have to dual-track motion practice and trial preparation.

24 **IT IS SO ORDERED.**

25 Dated: January 26, 2018

26
27
28


**YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE**